

FEB 24 2005

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FACSIMILE TRANSMITTAL SHEET

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|--------------------|--------------------|----------------------------|-------------------------|
| To: | MS: AMENDMENT | From: | William J. Allen |
| Company: | U.S. Patent Office | Date: | February 24, 2005 |
| Fax Number: | 703-872-9306 | Total No. of Pages: | 14 including cover page |
| Re: | | Our Reference No. | 011738.86893 |

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Approved for use through 07/31/2006 OMB 0651-0031

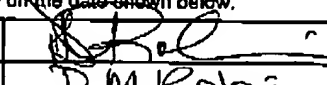
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| | | | |
|---|----|------------------------|----------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | | Application Number | 09/560,084 |
| | | Filing Date | April 27, 2000 |
| | | First Named Inventor | Bauhahn |
| | | Art Unit | 3762 |
| | | Examiner Name | Bockelman |
| Total Number of Pages in This Submission | 14 | Attorney Docket Number | 011738.86893 |

| ENCLOSURES (check all that apply) | | |
|---|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief Reply, Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fax Coversheet |
| Remarks The Commissioner is authorized to charge any fees in connection with this correspondence to Deposit Account No. 19-0733. | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
|--|--|----------|--------|
| Firm | Banner & Witcoff, Ltd. | | |
| Signature |  | | |
| Printed Name | William J. Allen | | |
| Date | February 24, 2005 | Reg. No. | 51,393 |

| CERTIFICATE OF TRANSMISSION/MAILING | | | |
|---|---|------|---------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. | | | |
| Signature |  | | |
| Typed or printed name | D M Kolan | Date | 2/24/05 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (12-04v2)

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| Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL for FY 2005 | | Complete If Known | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 | | Application Number | 09/560,064 |
| | | Filing Date | April 27, 2000 |
| | | First Named Inventor | Bauhahn |
| | | Examiner Name | Bockelman |
| | | Art Unit | 3762 |
| TOTAL AMOUNT OF PAYMENT (\$) 1020 | | Attorney Docket No. | 011738.86893 |

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify) : _____
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☒ Charge any additional fee(s) or underpayments of fee(s) ☒ Credit any overpayments

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

Small Entity
Fee (\$)

Fee (\$)

Each independent claim over 30 (including Reissues)

50 25

Multiple dependent claims

200 100

Total Claims

300 180

Extra Claims Fee (\$)

Fee Paid (\$)

-20 or HP = x =

Multiple Dependent Claims

Fee (\$)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$)

Fee Paid (\$)

-3 or HP = x =

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$)

Fee Paid (\$)

-100 = / 50 = (round up to a whole number) x

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

Other (e.g., late filing surcharge): Three-Month Extension Petition

\$1020

SUBMITTED BY

| | | | | | |
|-------------------|-------------------------|-----------------------------------|-------------------|-----------|--------------|
| Signature | <i>William J. Allen</i> | Registration No. (Attorney/Agent) | 51,393 | Telephone | 312-463-5000 |
| Name (Print/Type) | William J. Allen | Date | February 24, 2005 | | |

This collection of information is required by 37 CFR 1.135. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1480, Alexandria, VA 22313-1480.

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FEB 24 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Attorney Docket No. 011738.86893

| | | |
|--|---|----------------------|
| In re U.S. Patent Application of Bauhahn |) | |
| |) | |
| Application No. 09/560,064 |) | Examiner: Bockelman |
| |) | |
| Filed: April 27, 2000 |) | Group Art Unit: 3762 |
| |) | |
| For: Patient Directed Therapy |) | |
| Management |) | |

AMENDMENT TO A NON-FINAL OFFICE ACTION DATED AUGUST 25, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir,

This paper is responsive to the Office Action dated August 25, 2004. The Examiner has set a three-month period for response, thus making this response due on or before November 25, 2004. A petition for a three month extension of time and the fee is included with this filing. If any additional fee is due, the Commissioner is hereby authorized to charge such a fee or credit any overpayment of fees to Deposit Account No. 19-0733.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.